IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

COMPANY APPLICATION No. 7 of 2006

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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TEXTILE LABOUR ASSOCIATION - Applicant(s)
Versus
O.L OF AMRUTA MILLS LTD. & 12 - Respondent(s)

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Appearance :

MR DS VASAVADA for Applicant(s) : 1,
OFFICIAL LIQUIDATOR for Respondent(s) : 1,
MR RD DAVE for Respondent(s) : 1,
MR RM DESAI for Respondent(s) : 1,
MR BHARAT JANI for Respondent(s) : 2,
NOTICE SERVED for Respondent(s) : 3 - 4, 6,8 - 12.
MR ANIP A GANDHI for Respondent(s) : 5,
MR BS BRAHMBHATT for Respondent(s) : 7,
MR UTPAL M PANCHAL for Respondent(s) : 13,

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 13/10/2006

ORAL JUDGMENT

Present company application has been filed by the

TLA for an appropriate order to accept the offer of the highest bidder before the Sale Committee comprising of the applicant and rest of the respondents, which is of Rs.7.50 crores for the sale of land of Amruta Mills Limited (in liquidation).

It is reported that the Division Bench of this Court is seized with the matter by way of OJ Appeal No.60 of 2003 and in the said OJ Appeal, in one civil application, the Division Bench of this Court has grated stay of selling the properties of the company in liquidation.

In view of the above, the prayer of the applicant at this stage cannot be granted. However, it will be open for the applicant to move an appropriate application after the disposal of the aforesaid appeal and/or considering the changed circumstances, considering the judgment and order that may be passed by the Division Bench in OJ Appeal No.60 of 2003.

This application is accordingly disposed off at this stage.

(M.R.SHAH,J.)

shekhar/-